

# UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents  
P.O. BOX 1450, ALEXANDRIA, VA 22313-1450  
[www.uspto.gov](http://www.uspto.gov)

WADDEY & PATTERSON, P.C.  
BANK OF AMERICA PLAZA  
414 UNION STREET, SUITE 2020  
NASHVILLE, TN 37219

Mail Date: 12/10/04

Application Number: 10/632240

*Large Scale Bld.*

## NOTICE TO PAY BALANCE OF ISSUE FEE

The issue fee payment filed on 11/02/04 has been received. Although the fee specified in the Notice of Allowance was received, new patent fees went into effect on October 1, 2004, after the mailing date of the Notice. See the final rule, *Revision of Patent Fees for Fiscal Year 2005, Final Rule*, 69 Fed. Reg. 52604 (August 27, 2004). As stated in the final rule, "Any fee amount that is paid on or after the effective date of the fee adjustment will be subject to the new fees then in effect." The Notice of Allowance (Form PTOL-85) that was mailed prior to October 1, 2004, stated an issue fee amount that was in effect prior to October 1, 2004. However, in as much as the issue fee was paid on or after October 1, 2004, the new issue fee amount was due instead of the amount specified in the Notice of Allowance.

In accordance with 37 CFR 1.317, applicant is given a time period of **THREE (3) MONTHS** from the mailing date of this notice during which to pay the **BALANCE DUE** indicated below. The balance due is the difference between the issue fee required on the date that the correct issue fee is paid and the amount that was previously paid. Applicants should check the current fee schedule posted on the USPTO internet web site at: <http://www.uspto.gov/main/howtofees.htm> before paying the balance due in order to ensure that the correct fee is paid. This three-month time period may not be extended. If the balance due is not paid before the expiration of the three-month period, the application will become abandoned (if not issued) or the patent will lapse (if issued) at the termination of the three-month period.

TYPE OF ISSUE FEE PAID	Column A ISSUE FEE IN EFFECT AS OF OCTOBER 1, 2004	Column B ISSUE FEE PAID	BALANCE DUE <sup>1</sup> [Col. A minus Col. B]
	large entity / small entity		
UTILITY	\$1,370.00 / \$685.00	\$ 665.00	\$ 20.00
DESIGN	\$490.00 / \$245.00	\$	\$
PLANT	\$660.00 / \$330.00	\$	\$

12/21/2004 EAREGAY2-00000007-10632240

01 FC:1506

685.00 DA

*Krystal Paige*  
Krystal Paige, Patent Publications  
Tel: 703-305-9080

*2/10/05 Paid Over  
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2-2  
Jte  
12-14-04*

**A copy of this notice MUST be returned with payment.**

### CERTIFICATE OF MAILING

I hereby certify that this notice and the required additional fee are being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to Mail Stop Issue Fee, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date indicated below.

Printed Name: CLAIRE ULANOFF

Signature: *Claire Ulanoff*

Date: 12-15-04

<sup>1</sup> Applicants should check the current fee schedule posted on the USPTO internet web site at: <http://www.uspto.gov/main/howtofees.htm> before paying the balance due in order to ensure that the correct issue fee is paid.

RECEIVED

DEC 18 2004

12/23/2004 EAREGAY2 00000076 230035 10632240

01 FC:2501

700.00 DA

ASSIGNED BY:

DOCKETED BY:

DATE:

WADDEY AND PATTERSON, P.C.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Turpen et al.  
Serial No.: 10/632,240  
Filed: August 1, 2003  
For: Method For Recovering Proteins From The Interstitial  
Fluid of Plant Tissue  
Attorney's Docket No. N9525  
Customer No. 34309

**RESPONSE TO NOTICE TO PAY BALANCE OF ISSUE FEE**

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

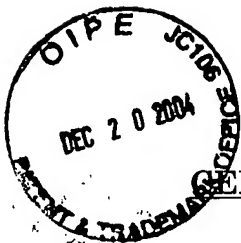
Sir:

In response to the NOTICE TO PAY BALANCE OF ISSUE FEE dated December 10, 2004, Applicant encloses a check in the amount of \$20.00. A copy of the NOTICE TO PAY BALANCE OF ISSUE FEE is also enclosed.

As the FY 2005 Fee Schedule now lists the Small Entity issue fee as \$700.00, if there are still any additional fees due in this matter, the Commissioner may charge them to Deposit Account No. 23-0035.

Respectfully submitted,


Lucian Wayne Beavers  
Registration No. 28,183  
WADDEY & PATTERSON  
A Professional Corporation  
414 Union Street, Suite 2020  
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Nashville, TN 37219  
(615) 242-2400  
ATTORNEY FOR APPLICANT



CERTIFICATE OF FIRST CLASS MAILING

I hereby certify that this Response to Notice to Pay Balance of Issue Fee, copy of Notice to Pay Balance of Issue Fee, and check for \$20.00 are being deposited with the United States Postal Service as first class mail in an envelope addressed to:

Mail Stop Issue Fee  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

  
\_\_\_\_\_  
Claire Ulanoff

12-15-04  
\_\_\_\_\_  
Date